

3. Plaintiff's Amended Complaint does not add any new claims, nor substantively amend any factual allegations, as against Defendant Cenlar,¹ and thus has no substantive impact on Defendant Cenlar's Motion nor Plaintiff's Response thereto.

4. Therefore, Defendant Cenlar requests that its July 26, 2017 Motion to Dismiss be restored to the record, along with Plaintiff's Response thereto. Additionally, Defendant requests leave to file its Reply in Further Support of its Motion to Dismiss *instantly*.

5. Counsel for the Plaintiff has no objection to Defendant Cenlar's Motion.

6. Given the early stages of the proceedings, no prejudice will result to Plaintiff nor any other party if Defendant's Motion is granted. Further, restoring Defendant's Motion to Dismiss to the Court's calendar, rather than requiring its re-filing and re-briefing, will conserve the time and resources of the parties and this Court.

WHEREFORE, Defendant Cenlar, FSB respectfully requests that this Court grant its request to restore its Motion to Dismiss to the Court's docket and for leave to file *instantly* its Reply in Further Support of its Motion to Dismiss.

Respectfully submitted,

CENLAR, FSB,
DEFENDANT

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¹ Plaintiff voluntarily withdrew its claim of Negligent Infliction of Emotional Distress as against Cenlar within its Response to Defendant Cenlar's Motion to Dismiss. (See P's Resp., Dkt # 38, pg. 11).

CERTIFICATE OF SERVICE

I hereby certify that on September 28, 2017, I electronically filed with the Clerk of the U.S. District Court, Northern District of Illinois Eastern Division, the foregoing **Motion to Restore its Motion to Dismiss and for Leave to File its Reply, *Instantly*** by using the CM/ECF system, which will send notification of such filing(s) to:

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